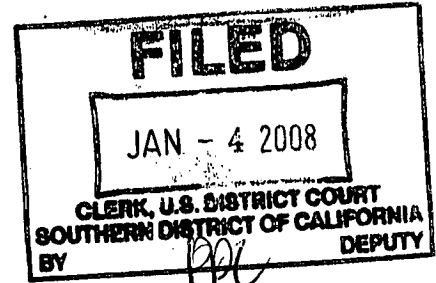1 Christopher C. McNatt, Jr.
   Cal. Bar No. 174559
2 SCOPELITIS, GARVIN, LIGHT,
   HANSON & FEARY, LLP
3 2 North Lake Avenue, Suite 460
4 Pasadena, CA 91101
   (626) 795-4700
5 Fax: (626) 795-4790
   cmcnatt@scopelitis.com
6
   Attorney for Defendant
7

FILED

JAN - 4 2008

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY _____ DEPUTY

8   UNITED STATES DISTRICT COURT
               SOUTHERN DISTRICT OF CALIFORNIA

9 JOSUE SOTO, Individually, on Behalf of All)	**'08 CV 0033 L AJB**
10 Others Similarly Situated, and on Behalf of the)	CASE NO. _____
General Public,)	
11)	**CLASS ACTION**
12 Plaintiff,)	
)	
13 vs.)	**NOTICE OF PARTY WITH**
)	**FINANCIAL INTEREST AND**
14 DIAKON LOGISTICS (DELAWARE), INC., a)	**CERTIFICATION OF**
foreign corporation; and)	**INTERESTED ENTITIES OR**
15 DOES 1 through 50, inclusive,)	**PERSONS PURSUANT TO**
)	**RULE 7.1 OF THE FEDERAL**
16 Defendants.)	**RULES OF CIVIL PROCEDURE**
17)	**AND LOCAL CIVIL RULE 40.2**

18   Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure and Local Civil Rule 40.2,

19 the undersigned counsel of record for Defendant, Diakon Logistics (Delaware) Inc. ("Diakon"),

20 certifies the following:

21   1.   The parent corporation of Diakon is Diakon Logistics, Inc.

22   2.   No publicly-held corporation owns 10% or more of Diakon's stock.

23 Dated: January 3, 2008   Respectfully submitted,

24   **SCOPELITIS, GARVIN, LIGHT,**
25   **HANSON & FEARY, LLP**

26   By:_____
                                                 Christopher C. McNatt, Jr.
27   Attorney for Defendant, Diakon Logistics
                                                 (Delaware), Inc.
28

                        1   Notice of Party with Financial Interest
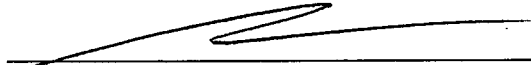
CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon the following counsel of record by first-class, U.S. mail, postage prepaid, this 3rd day of January, 2008:

Todd J. Hilts
Law Office of Todd J. Hilts
2214 Second Avenue
San Diego, California 92101

Derek J. Emge
Emge & Associates
550 West C Street, Suite 1600
San Diego, California 92101

David A. Huch
Law Offices of David A. Huch
7040 Avenida Encinas, Suite 104
Carlsbad, California 92011

Christopher C. McNatt, Jr.
Attorney for Defendant, Diakon Logistics
(Delaware), Inc.

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